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9 **UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 INNOVATION VENTURES, LLC et al.)

13 Plaintiffs.)

14)
15 Vs.)

16)
17 PITTSBURGH WHOLESALE)
GROCERS d/b/a PITCO FOODS et al.,)

18 Defendants)
19)
20)

21 RELATED ACTIONS)
22)
23)
24)
25)
26)
27)
28)

Case No. 12-CV-5523-WHA

~~PROPOSED~~ ORDER AUTHORIZING
PLAINTIFFS TO WITHDRAW THEIR
MOTION TO STRIKE AFFIRMATIVE
DEFENSES MADE BY DEFENDANTS
DANDEE COMPANY, INC., KEVIN
ATTIQ AND FADI ATTIQ, AND
GRANTING LEAVE TO THESE
DEFENDANTS TO FILE AMENDED
ANSWERS

The Hon. William Alsup

Courtroom 8, 19th Floor

Complaint Filed: October 26, 2012
Trial Date: Not set

~~PROPOSED~~ ORDER AUTHORIZING PLAINTIFFS TO WITHDRAW THEIR MOTION TO
STRIKE AFFIRMATIVE DEFENSES MADE BY DEFENDANTS DANDEE COMPANY, INC., ETC.

1 WHEREAS, Defendants Dandee Company, Inc., Kevin Attiq, and Fadi Attiq (collectively, the
2 Dandee Defendants”) each answered Plaintiffs’ Second Amended Complaint on January 23, 2013
3 (Docket Nos. 159 and 161); and

4 WHEREAS, Plaintiffs moved to strike certain of the affirmative defenses set forth in these
5 answers on February 19, 2013 (Docket No. 191); and

6 WHEREAS, the hearing of this motion is set for March 28, 2013, and the Dandee
7 Defendants’ opposition papers are due on March 5, 2013; and

8 WHEREAS, the Dandee Defendants prefer to amend their respective answers rather than
9 oppose Plaintiffs’ motion to strike; and

10 WHEREAS, Plaintiffs and the Dandee Defendants have stipulated to the below matters and
11 have asked this Court to enter them as an Order of this Court; and

12 WHEREFORE, the Court now makes the following ORDER.


13 1. Plaintiffs are deemed to have withdrawn their above Motion to Strike (Docket No.
14 191).

15 2. Each Dandee Defendant is given leave to file an amended answer to Plaintiffs’ Second
16 Amended Complaint, and each of them must do so no later than March 8, 2013.

17 3. The Court now takes off calendar the hearing of Plaintiffs’ above Motion to Strike,
18 which was set for March 28, 2013.

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20 **IT IS SO ORDERED.**

21 Dated: March 6, 2013.

22 
23 The Hon. William H. Alsup
UNITED STATES DISTRICT COURT JUDGE

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~~PROPOSED~~ ORDER AUTHORIZING PLAINTIFFS TO WITHDRAW THEIR MOTION TO
STRIKE AFFIRMATIVE DEFENSES MADE BY DEFENDANTS DANDEE COMPANY, INC., ETC.